

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----X  
YAAKOV KATZ,

Plaintiff,

- against -

THE SCHREIBER LAW FIRM, LLC,

Defendant.  
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USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 4/8/11

11 Civ. 2319 (RMB)

**ORDER**

Based upon a review of the Complaint, dated March 22, 2011, it appears that the above-captioned case more properly should have been filed in the United States District Court for the District of New Hampshire. (See Compl. ¶ 6 (Defendant is “a foreign limited liability corporation . . . with offices at 53 Stiles Road, Suite A102 in Salem, New Hampshire”), ¶ 5 (Plaintiff “is an individual who resides in New York.”), Ex. A (events giving rise to the claim occurred at “17141 NE 13th Ave., N. Miami Beach, FL”); 28 U.S.C. § 1391(b); see also Biener Nissan, Inc. v. Nissan North Am., Inc., No. 03 Civ. 2114, 2004 WL 350906, at \*1 (S.D.N.Y. Feb. 25, 2004) (transferring case where the “[c]omplaint alleges only in a conclusory fashion that venue was proper in this district, pursuant to 28 U.S.C. § 1391” because it “does not describe a single event that actually occurred in the Southern District of New York”).)

The Court will enter an order, pursuant to 28 U.S.C. § 1404(a), transferring this case to the United States District Court for the District of New Hampshire unless the parties submit a (compelling) letter to the Court by April 21, 2011 (noon) setting forth the reasons why venue is proper in the Southern District of New York.

Dated: New York, New York  
April 7, 2011

*RMB*

**RICHARD M. BERMAN, U.S.D.J.**